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16 *Additional Counsel Listed on Signature Page*

17 Attorneys for Defendant
18 DISH Network Corporation, et al.

19 IN THE UNITED STATES DISTRICT COURT
20 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

21 ENTROPIC COMMUNICATIONS,
22 LLC,

23 Plaintiff,

24 v.

25 DISH NETWORK CORPORATION;
26 DISH NETWORK LLC; DISH
27 NETWORK SERVICE, LLC; AND
28 DISH NETWORK CALIFORNIA
SERVICE CORPORATION,

Lead Case No. 2:23-cv-1043-JWH-KES

**JOINT STIPULATION TO EXTEND
ENTROPIC COMMUNICATIONS,
LLC'S DEADLINE TO RESPOND TO
COUNTERCLAIMS; [PROPOSED]
ORDER**

District Judge: Hon. John W. Holcomb
Magistrate Judge: Hon. Karen E. Scott

JOINT STIPULATION TO EXTEND DEADLINE TO RESPOND TO
COUNTERCLAIMS
Case No. 2:23-cv-1043-JWH-KES

Defendants.

DISH NETWORK CALIFORNIA
SERVICE CORPORATION,

Counter-Claimant,

v.

ENTROPIC COMMUNICATIONS,
LLC; MAXLINEAR, INC.; AND
MAXLINEAR COMMUNICATIONS
LLC,

Counter-Defendants.

1 Plaintiff Entropic Communications, LLC (“Entropic”) and Defendants DISH
 2 Network Corporation; DISH Network L.L.C.; Dish Network Service L.L.C.; and Dish
 3 Network California Service Corporation (collectively, “Defendants”) (collectively
 4 with Entropic, the “Parties”), by and through their respective counsel, enter into this
 5 Joint Stipulation to Extend Entropic’s Deadline to Respond to Counterclaims, as
 6 follows:

7 **WHEREAS**, on February 10, 2023, Entropic filed its Complaint against DISH
 8 Network Corporation; DISH Network LLC; Dish Network Service LLC; and Dish
 9 Network California Service Corporation (Dkt. No. 1) and served the same on
 10 Defendants (Dkt. Nos. 14-17);

11 **WHEREAS**, DISH Network Corporation; DISH Network L.L.C.; Dish
 12 Network Service L.L.C. (“the Dish Colorado Defendants”) moved this Court to
 13 dismiss Entropic’s claims against them for improper venue (Dkt. No. 49) on May 8,
 14 2023, and the same remains fully briefed and under submission before this Court (Dkt.
 15 No. 98 (Opposition), Dkt. 116 (Reply), Dkt. No. 136 (Order vacating hearing));

16 **WHEREAS**, Dish Network California Service Corporation (“Dish
 17 California”) filed its Answer to the Complaint and Counterclaims on September 21,
 18 2023 (Dkt. No. 111) and served the same on Entropic (Dkt. No. 117). In view of the
 19 pending motion to dismiss, the DISH Colorado Defendants have not answered
 20 Entropic’s complaint;

21 **WHEREAS**, Entropic’s current deadline to respond to Dish California’s
 22 Counterclaims is December 22, 2023;

23 **WHEREAS** Entropic has raised certain issues concerning Dish California’s
 24 counterclaims, which Dish California is evaluating;

25 **WHEREAS**, recognizing that it would be most efficient for the Court to
 26 consider any motions concerning the Counterclaims until after the Dish Colorado
 27 Defendants’ venue motion is decided so that, *inter alia*, any amendments to Dish
 28

1 California's counterclaims are also incorporated into any proposed counterclaims by
2 the Dish Colorado Defendants, Dish California proposed extending the time for
3 Entropic to respond to the Counterclaims until after this Court decides the Dish
4 Colorado Defendants' venue motion;

5 **WHEREAS**, Entropic's counsel has agreed to the proposed extension provided
6 that certain representations and agreements are made in this Stipulation, including that
7 Dish California agrees that it will not seek discovery concerning the Counterclaims
8 from Entropic until Dish California amends its Counterclaims or until Entropic
9 responds to the Counterclaims, whichever is earlier;

10 **WHEREAS**, the parties have further agreed that if the Court denies the DISH
11 Colorado Defendants' venue motion, the DISH Colorado Defendants shall file an
12 Answer and/or Counterclaims against Entropic within 21 days of the order denying
13 the DISH Colorado Defendants' venue motion. Any amendment by Dish California
14 to its Counterclaims against Entropic shall be filed no later than the date on which the
15 DISH Colorado Defendants file an Answer and/or Counterclaims against Entropic;

16 **WHEREAS**, the parties have agreed that Dish California shall not seek
17 discovery from Entropic regarding Dish California's Counterclaims until Dish
18 California amends its Counterclaims against Entropic or Entropic responds to the
19 Counterclaims against it, whichever is earlier;

20 **WHEREAS**, given that this is a consolidated action, to be clear—nothing
21 contained in this Stipulation shall impact the rights or obligations of any non-
22 signatory;

23 **WHEREAS**, the Parties have agreed to extend Entropic's deadline to respond
24 to the Counterclaims, or any amendments thereto, to 21 days after either: (i) an order
25 from this Court granting the Dish Colorado Defendants' venue motion, or (ii) the Dish
26 Colorado Defendants file an Answer and/or Counterclaims against Entropic,
27 whichever is later.

1 **WHEREAS**, if the Court does not issue an Order pursuant to this stipulation
2 because there is no date certain for Defendants' response, the Parties agree to an
3 extension of time for Entropic to respond to the DISH California's Counterclaims
4 (Dkt. No. 111) from December 22, 2023 to January 23, 2024 and agree to enter into
5 subsequent stipulations to further extend Entropic's deadline to respond until after the
6 Court issues an order on the DISH Colorado Defendants' venue motion.

7 **NOW THEREFORE**, the Parties, by and through their respective counsel,
8 hereby **STIPULATE AND AGREE** as follows:

- 9 1. The Parties respectfully request an order from the Court that, if the Court
10 denies the DISH Colorado Defendants' venue motion, the DISH Colorado
11 Defendants shall file an Answer and/or Counterclaims against Entropic
12 within 21 days of the order denying the DISH Colorado Defendants' venue
13 motion. Any amendment by Dish California to its Counterclaims against
14 Entropic shall be filed no later than the date on which the DISH Colorado
15 Defendants file an Answer and/or Counterclaims against Entropic.
- 16 2. The Parties respectfully request an order from the Court extending
17 Entropic's deadline to respond to Dish California's Counterclaims, or any
18 amendments thereto, against Entropic from December 22, 2023 until 21
19 days after either: (i) an order from this Court granting the Dish Colorado
20 Defendants' venue motion, or (ii) the Dish Colorado Defendants file an
21 Answer and/or Counterclaims against Entropic, whichever is later.
22 Notwithstanding the foregoing, Entropic may file a response to any
23 counterclaims filed by any DISH defendant earlier than the date described
24 above.
- 25 3. In the event this Court is not inclined to issue an order pursuant to request
26 numbers one and two above, the Parties respectfully request an Order
27

1 extending Entropic's deadline to respond to DISH California's
2 counterclaims (Dkt. No. 111) from December 22, 2023 to January 23, 2024.

- 3 4. Dish California shall not seek discovery from Entropic regarding Dish
4 California's Counterclaims until Dish California amends its Counterclaims
5 against Entropic or Entropic responds to the Counterclaims against it,
6 whichever is earlier.

7
8 Dated: December 22, 2023 Respectfully Submitted,

9
10 By: /s/ Oliver Richards

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JOINT STIPULATION TO EXTEND DEADLINE TO RESPOND TO
COUNTERCLAIMS

Case No. 2:23-cv-1043-JWH-KES

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Dated: December 22, 2023

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ECF ATTESTATION

I, Oliver J. Richards, am the ECF User whose identification and password are being used to electronically file this Joint Stipulation. In accordance with Local Rule 5-4.3.4, concurrence in and authorization of the filing of this document has been obtained from the counsel of Plaintiff Entropic Communications, LLC will maintain records to support this concurrence for subsequent production for the Court if so ordered or for inspection upon request by a party.

/s/ Oliver Richards
Oliver Richards